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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

IRINA NEDASHKOVSKIY,) CIVIL NO. 2:22-cv-0410-JDP
Plaintiff,)
v.) **STIPULATION TO VOLUNTARY
REMAND PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g) AND TO
ENTRY OF JUDGMENT; {PROPOSED}
ORDER**
KILOLO KIJAKAZI,)
Commissioner of Social Security,)
Defendant.)

IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant Kilolo Kijakazi, Acting Commissioner of Social Security (“Defendant”), through their undersigned counsel of record, that the above-entitled action shall be remanded to the Commissioner of Social Security for further administrative proceedings.

Upon remand, the Appeals Council will remand the case to an Administrative Law Judge (ALJ) for further administrative proceedings, including offering the claimant the opportunity for a new hearing. The ALJ shall re-evaluate the evidence of record and issue a

STIPULATION TO REMAND

1 new decision. The parties further request that the Court direct the Clerk of the Court to enter a
2 final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
3 Commissioner.

4 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
5 Social Security Act, 42 U.S.C. 405(g).
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7 Dated: December 15, 2022

/s/ Jesse S. Kaplan*

JESSE S. KAPLAN

Attorney for Plaintiff

*Authorized via e-mail on December 14, 2022

PHILLIP A. TALBERT

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14 By:

/s/ Noah Schabacker

NOAH SCHABACKER

Special Assistant United States Attorney

17 Attorneys for Defendant

1 **{PROPOSED} ORDER**
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3 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
4 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown,
5 **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
6 Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social
7 Security Act, 42 U.S.C. 405(g). The Clerk of Court is directed to enter judgment in plaintiff's
8 favor.

9 IT IS SO ORDERED.
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11 Dated: December 15, 2022
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14 _____
15 JEREMY D. PETERSON
16 UNITED STATES MAGISTRATE JUDGE
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